IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

)	Civil Action No. 7:11-cv-00544	
)		
)		
)	<u>ORDER</u>	
)		
)		
)	By: Hon. Michael F. Urbanski	
)	United States District Judg	je
))))))))) ORDER))

In accordance with the accompanying Memorandum Opinion entered this day, it is hereby

ORDERED

that respondents' motion to dismiss is **GRANTED**; petitioner's petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED**; a certificate of appealability is **DENIED**; and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send a copy of this Order and the accompanying Memorandum Opinion to petitioner and counsel for respondents.

Entered: March 28, 2012

Michael F. Urbanski

United States District Judge

(s/ Michael 7. Urbanski